

Practitioner's Docket No. A2582-US-NP / XERZ 2 00610

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mishra et al.

Application No.: 10 / 734,380 Group No.: 1756
Filed: December 12, 2003 Examiner: Janis L. Dote
For: IMAGING MEMBER HAVING A DUAL CHARGE TRANSPORT LAYER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT, REQUEST AND FEE TO DELETE AND/OR
ADD TO ORIGINAL ERRONEOUSLY NAMED OR NOT NAMED
INVENTOR(S) IN—NONPROVISIONAL APPLICATION—DECLARATION
(37 C.F.R. § 1.48(a))

NOTE: "If the inventive entity is set forth in error in an executed § 1.63 oath or declaration in a nonprovisional application, and such error arose without any deceptive intention of the part of the person named as an inventor in error or on the part of the person who through error was not named as an inventor, the inventorship of the nonprovisional application may be amended to name only the actual inventor or inventors." 37 C.F.R. § 1.48(a)

NOTE: 37 C.F.R. § 1.48(f)(1): "Nonprovisional application-filing executed oath/declaration corrects inventorship. If the correct inventor or inventors are not named on filing a nonprovisional application under § 1.53(b) without an executed oath or declaration under § 1.63 by any of the inventors, the first submission of an executed oath or declaration under § 1.63 by any of the inventors during the pendency of the application will act to correct the earlier identification of inventorship. See §§ 1.41(a)(4) and 1.497(d) for submission of an executed oath or declaration to enter the national stage under 35 U.S.C. 371 and § 1.494 or § 1.495 naming an inventive entity different from the inventive entity set forth in the international stage."

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

37 C.F.R. § 1.8(a)

37 C.F.R. § 1.10 *

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☐ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) _____

Signature

Date: 12-19-05

Lynda S. Kalemba

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

(Amendment, Request and Fee to Delete and/or Add to Original Erroneously Named or Not Named Inventor(s)
in—Nonprovisional Application—Declaration (37 C.F.R. § 1.48(a)) [9-22]—page 1 of 3)

12/22/2005 HGUTEMA1 00000041 240037 10734380

01 FC:1464

130.00 DA

1. This amendment and request is to correct the incorrect original naming of inventor(s) in the declaration under 37 C.F.R. § 1.48(a) as set forth and filed on 12/16/02 (date) and 12/12/03.
2. Addition and/or Deletion of Inventor(s)

(check and complete all applicable items)

- ☐ Add the following previously unnamed person(s) as inventor(s) of this application:

- ☒ Delete the following previously incorrectly named inventor(s)
Robert C.U. Yu

3. Attachments

Attached is

- (a) A statement from: (check items below that apply)

- ☐ each person being added as an inventor that the error in inventorship occurred without deceptive intention on his or her part. 37 C.F.R. § 1.48(a)(1).
- ☒ each person being deleted as an inventor that the error in inventorship occurred without deceptive intention on his or her part. 37 C.F.R. § 1.48(a)(1).

- (b) a declaration by each of the actual inventor(s) as required by 37 C.F.R. § 1.63 (or as permitted by §§ 1.42, 1.43, OR 1.47). 37 C.F.R. § 1.48(a)(2).

- (c) written assent of the assignee (if any of the original inventors executed an assignment) 37 C.F.R. 1.48(a)(4)

- (d) (check the following item, if all the inventor(s) remaining after this petition and amendment is accepted are not the inventor(s) of the subject matter of all the claim(s) now being claimed.)

- ☐ Attached is an explanation of the facts, including the ownership of all the claim(s) being claimed in this application, including the ownership of all the claim(s) at the time the last claimed invention was made (Declaration of Inventorship and Common Ownership of Claims in Application).

4. Fee Payment (37 C.F.R. § 1.17(i)–\$130.00)

The fee required is paid as follows:

- ☐ Attached is a ☐ check ☐ money order in the amount of \$ _____

- ☒ Authorization is hereby made to charge the amount of \$ 130.00

- ☒ to Deposit Account No.: 24-0037

- ☐ to Credit card as shown on the attached credit card information authorization form PTO-2038.

WARNING: Credit card information should not be included on this form as it may become public.

- ☒ Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

(Amendment, Request and Fee to Delete and/or Add to Original Erroneously Named or Not Named Inventor(s)
in—Nonprovisional Application—Declaration (37 C.F.R. § 1.48(a)) [9-22]—page 2 of 3)



Reg. No.: 33,000

Tel. No.: (216) 861-5582

Customer No.:

SIGNATURE OF PRACTITIONER

Richard M. Klein

(type or print name of practitioner)

Fay, Sharpe, Fagan, Minnich & McKee, LLP
1100 Superior Avenue, 7th Floor

P.O. Address

Cleveland, OH 44114

(Amendment, Request and Fee to Delete and/or Add to Original Erroneously Named or Not Named Inventor(s)
in—Nonprovisional Application—Declaration (37 C.F.R. § 1.48(a)) [9-22]—page 3 of 3)



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Mishra et al.

TITLE : **IMAGING MEMBER HAVING A DUAL
CHARGE TRANSPORT LAYER**

APPLICATION NO. : 10/734,380

FILED : December 12, 2003

CONFIRMATION NO. : 9765

EXAMINER : Janis L. Dote

ART UNIT : 1756

LAST OFFICE ACTION : October 17, 2005

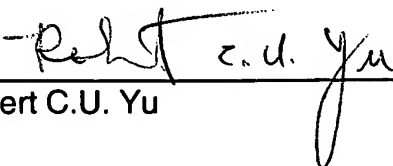
ATTORNEY DOCKET NO. : A2582-US-NP
XERZ 2 00610
Cleveland, OH 44114
November 14, 2005

DECLARATION OF ROBERT C.U. YU

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I, Robert C.U. Yu, was listed as an inventor in the above-identified patent application. The inventive entity as set forth in the Declarations filed on December 16, 2002 and December 12, 2003, was in error since it listed the undersigned inventor. The error in including me as an inventor on the Declaration occurred without deceptive intent on my part.



Robert C.U. Yu



PATENT APPLICATION
Attorney Docket No. A2582-US-NP
XERZ 2 00610

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **IMAGING MEMBER HAVING A DUAL CHARGE TRANSPORT LAYER,**

the specification and claims of which

☐ are attached hereto OR ☒ was filed on **December 12, 2003** as U.S. Application No. **10/734,380**

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code, §119 of any foreign or U.S. Provisional application(s) for patent listed below, and have also identified below any foreign application(s) or Provisional application(s) for patent having a filing date before that of the application on which priority is claimed:

(Number)

(Country)

(Day/Month/Year Filed)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the Attorneys associated with Customer No. 027885, Mark Costello (Reg. No. 31,342), Ronald F. Chapuran (Reg. No. 26,402), Kevin R. Kepner (Reg. No. 32,145), Nola M. McBain (Reg. No. 35,782); Elizabeth F. Harasek (Reg. No. 28,850), Eugene O. Palazzo (Reg. No. 20,881), to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

ADDRESS ALL CORRESPONDENCE TO:

DIRECT TELEPHONE CALLS TO:
(name and telephone number)

Richard M. Klein, Esq.
Fay, Sharpe, Fagan, Minnich & McKee, LLP
1100 Superior Avenue - Seventh Floor
Cleveland, OH 44114-2579

Richard M. Klein
(216) 861-5582

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name of first joint inventor: Satchidanand Mishra

Inventor's Signature: 

Residence: 459 Sherborne Road, Webster, NY 14580

Citizenship: USA

Date: 11-11-05

Mailing Address:
(Same as above)

Name of second inventor: Houy Jen Yuh

Inventor's Signature: 

Residence: 31 Fall Meadow Drive, Pittsford, NY 14534

Citizenship: USA

Date: 11-11-05

Mailing Address:
(Same as above)

Name of third joint inventor: Anthony M. Horgan

Inventor's Signature: 

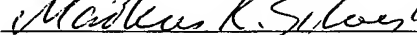
Residence: 1 Pin Hook Lane, Pittsford, NY 14534

Citizenship: USA

Date: 11-11-05

Mailing Address:
(Same as above)

Name of fourth joint inventor: Markus R. Silvestri

Inventor's Signature: 

Residence: 29 Clarkes Crossing, Fairport, NY 14450

Citizenship: USA

Date: 11-11-05

Mailing Address:
(Same as above)

Name of sixth joint inventor: Yuhua Tong

Inventor's Signature: 

Residence: 1265 Thistleberry Lane, Webster, NY 14580

Citizenship: P.R. China - Perm. Res.

Date: 11-11-05

Mailing Address:
(Same as above)

Name of seventh joint inventor: Dale Renfer

Inventor's Signature: 

Residence: 398 Adams Road, Webster, NY 14580

Citizenship: USA

Date: 11-11-05

Mailing Address:
(Same as above)

Name of eighth joint inventor: Kenny-tuan Dinh

Inventor's Signature: 

Residence: 1367 Viking Circle, Webster, NY 14580

Citizenship: USA

Date: 11/11/05

Mailing Address:
(Same as above)

DECLARATION AND POWER OF ATTORNEY, continued

Name of ninth joint inventor: Geoff Foley

Inventor's Signature: Geoffrey M. T. Foley

Residence: 21 Sylvan Glen, Fairport, NY 14450

Citizenship: USA

Date: 11/11/05

Mailing Address:
(Same as above)

Name of tenth joint inventor: John F. Yanus

Inventor's Signature: John F. Yanus

Residence: 924 Little Bardfield Road, Webster, NY 14580

Citizenship: USA

Date: 11/11/05

Mailing Address:
(Same as above)

Name of eleventh joint inventor: Timothy Fuller

Inventor's Signature: _____

Residence: 67 Railroad Mills Road, Pittsford, NY 14534

Citizenship: USA

Date: _____

Mailing Address:
(Same as above)



PATENT APPLICATION
Attorney Docket No. **A2582-US-NP**
XERZ 2 00610

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I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **IMAGING MEMBER HAVING A DUAL CHARGE TRANSPORT LAYER,**

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Richard M. Klein
(216) 861-5582

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Date: _____
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(Same as above)

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Inventor's Signature: _____
Residence: 31 Fall Meadow Drive, Pittsford, NY 14534
Citizenship: USA

Date: _____
Mailing Address:
(Same as above)

Name of third joint inventor: Anthony M. Horgan

Inventor's Signature: _____
Residence: 1 Pin Hook Lane, Pittsford, NY 14534
Citizenship: USA

Date: _____
Mailing Address:
(Same as above)

Name of fourth joint inventor: Markus R. Silvestri

Inventor's Signature: _____
Residence: 29 Clarkes Crossing, Fairport, NY 14450
Citizenship: USA

Date: _____
Mailing Address:
(Same as above)

Name of sixth joint inventor: Yuhua Tong

Inventor's Signature: _____
Residence: 1265 Thistleberry Lane, Webster, NY 14580
Citizenship: P.R. China – Perm. Res.

Date: _____
Mailing Address:
(Same as above)

Name of seventh joint inventor: Dale Renfer

Inventor's Signature: _____
Residence: 398 Adams Road, Webster, NY 14580
Citizenship: USA

Date: _____
Mailing Address:
(Same as above)

Name of eighth joint inventor: Kenny-tuan Dinh

Inventor's Signature: _____
Residence: 1367 Viking Circle, Webster, NY 14580
Citizenship: USA

Date: _____
Mailing Address:
(Same as above)

DECLARATION AND POWER OF ATTORNEY, continued

Name of ninth joint inventor: Geoff Foley

Inventor's Signature: _____
Residence: 21 Sylvan Glen, Fairport, NY 14450
Citizenship: USA

Date: _____

Mailing Address:
(Same as above)

Name of tenth joint inventor: John F. Yanus

Inventor's Signature: _____
Residence: 924 Little Bardfield Road, Webster, NY 14580
Citizenship: USA

Date: _____

Mailing Address:
(Same as above)

Name of eleventh joint
inventor:

Timothy Fuller

Inventor's Signature: Timothy J. Fuller
Residence: 67 Railroad Mills Road, Pittsford, NY 14534
Citizenship: USA

Date: 12-6-05

Mailing Address:
(Same as above)



Practitioner's Docket No. A2582-US-NP / XERZ 2 00610

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In re application of: Mishra et al.

Application No.: 10 734,380 Group No.: 1756
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For: IMAGING MEMBER HAVING A DUAL CHARGE TRANSPORT LAYER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**ASSENT OF ASSIGNEE TO CORRECTION
AND/OR ADDITION OF INVENTOR(S)**

Xerox Corporation

(type or print name of assignee)

800 Long Ridge Road, P.O. Box 1600

Address

Stamford, CT 06904-1600

Assignment

☒ recorded on November 24, 2004

Reel 016015

Frame 0562

☐ recorded herewith

☐ A separate ☐ "ASSIGNMENT" (DOCUMENT) COVER SHEET is attached.

or

☐ FORM PTO 1595 is attached.

Assignee hereby assents to the correction of inventorship filed

☒ herewith.

☐ on _____

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office.

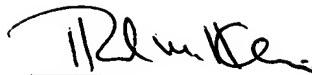
Lynda S. Kalemba
Signature

Date: 12-19-05

Lynda S. Kalemba
(type or print name of person certifying)

ASSIGNEE STATEMENT

A "STATEMENT UNDER 37 C.F.R. § 3.73(b)" is attached.



Signature

Richard M. Klein

*(type or print name and title of person authorized to sign
on behalf of assignee)*

(Assent of Assignee to Correction and/or Addition of Inventor(s) [9-23]—page 2 of 2)